

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

BEST MEDICAL
INTERNATIONAL, INC.,

Plaintiff,

v.

ELEKTA, INC. and ELEKTA
LIMITED,

Defendants.

Civil Action No. 1:19-cv-03409-MLB

JURY TRIAL DEMANDED

**JOINT REQUEST TO RETAIN JURISDICTION AND
FOR DISMISSAL WITH PREJUDICE**

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, Plaintiff Best Medical International, Inc. and Defendants Elekta, Inc. and Elekta Limited, by and through their undersigned counsel of record, submit this Joint Request to Retain Jurisdiction and for Dismissal with Prejudice of all claims and counterclaims in the pending action between them.

Pursuant to a Confidential Settlement Agreement, this Joint Request to Retain Jurisdiction and for Dismissal with Prejudice is expressly conditioned upon the Parties' joint request, and the Court's agreement and entry of an Order, that the Court retain jurisdiction over the Parties and the Confidential Settlement Agreement for purposes of enforcing any disputes arising from the Confidential Settlement

Agreement. Accordingly, pursuant to Fed. R. Civ. P. 41(a)(1), the Parties respectfully request that the Court enter an Order first retaining jurisdiction over the Parties and the enforcement of the Confidential Settlement Agreement and then dismissing all claims and counterclaims pending against any Party with prejudice.

IT IS THEREFORE STIPULATED THAT:

In matter No. 1:19-cv-03409-MLB, upon the Court's agreement and Order to retain jurisdiction over the Parties and the Confidential Settlement Agreement for the purpose of enforcing the Agreement and any dispute arising therefrom, the Parties hereby request the dismissal of all claims and counterclaims pending between them with prejudice with each Party to bear its own attorneys' fees, expenses, and costs.

Dated: November 15, 2022

By: /s/ Scott P. Amy
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Attorneys for Defendants

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the **JOINT REQUEST TO RETAIN JURISDICTION AND FOR DISMISSAL WITH PREJUDICE** to all counsel of record via the Court's CM/ECF system.

This 15th day of November, 2022.

/s/ Scott P. Amy
Scott P. Amy